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Substitute for form 1449/PTO

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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of

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Application Number	10/538,334-Conf. #1545
Filing Date	December 22, 2005
First Named Inventor	Stephen Loomis
Art Unit	2614
Examiner Name	A. C. Flanders
Attorney Docket Number	320529522US5

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-5,168,481	12-01-1992	Culbertson et al.	
		US-5,410,343	04-25-1995	Coddington et al.	
		US-5,715,314	02-03-1998	Payne et al.	
		US-5,774,672	06-30-1998	Funahashi et al.	
		US-5,790,174	08-04-1998	Richard, III et al.	
		US-5,991,867	11-23-1999	Fosmark	
		US-6,618,424	09-09-2003	Yamada et al.	
		US-6,725,275	04-20-2004	Eyal	
		US-7,493,289	02-17-2009	Verosub et al.	
		US-7,412,532	08-12-2008	Gondhalekar et al.	
		US-20020158895	10-31-2002	Murase et al.	
		US-20030028659	02-06-2003	Mesarina et al.	
		US-20040138948	07-15-2004	Loomis	
		US-20040177115	09-09-2004	Hollander et al.	
		US-20040186733	09-23-2004	Loomis et al.	
		US-20040222047	11-11-2004	D'ifranza et al.	
		US-20050056494	03-17-2005	Amo et al.	
		US-20090164794	06-25-2009	Verosub et al.	
		US-20090175591	07-09-2009	Gondhalekar et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁴
		Country Code ² -Number ³ -Kind Code ⁴ (if known)				
		JP-2003068968-A	03-07-2003	Pfu Ltd		

Examiner Signature	/Andrew Flanders/	Date Considered	04/08/2010
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NON PATENT LITERATURE DOCUMENTS			
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		Apple; The iTunes Music Store; http://web.archive.org/web/20030429142602/www.apple.com/music/store/ ; 04/30/2003; accessed on internet archives on 3/18/2010.	
		Harr, P., "IP Data Over Satellite To Cable Headends And A New Operation Model With Digital Store and Forward Multi-Media Systems," Paper, 2000 NCTA Technical Papers, 6 pgs.	
		Alghoniemy et al., "A Network Flow Model for Playlist Generation," 2001 IEEE International Conference on Multimedia and Expo, August 22-August 25, Tokyo, Japan, 4 pgs.	
		Platt et al., "Learning a Gaussian Process Prior for Automatically Generating Music Playlists," Microsoft Corporation, Conference Paper In Advances in Neural Information Processing Systems, 2001, 9 pgs.	
		Poellabauer et al., "Coordinated CPU and Event Scheduling for Distributed Multimedia Applications," ACM Multimedia, Oct. 2001, Ottawa Ontario, 10 pgs.	
		Takao, S. et al., "Packet Synchronization Recovery Circuit," OKI Electric Ind. Co. Ltd., June 29, 1992, vol. 16, No. 294, Pg. 120, 3 dialog pages downloaded on 3/11/2010.	
		Aurrecoetxea et al., "A Survey of QoS Architectures," Center for Telecommunication Research, Columbia University, New York, May 1998, vol. 6, no. 3, 23 pgs.	
		Cen et al., "A Distributed Real-Time MPEG Video Audio Player," Dept of Computer Science and Engineering, Oregon Graduate Institute of Science and Technology, Lecture Notes in Computer Science, 1995, vol. 1018, pgs. 142 – 153.	
		Manousakis et al., "Digital Audio Broadcasting Systems under a QoS Perspective," Proceedings of the 4th WSEAS International Conference on Telecommunications and Informatics table of contents, 2005, Article No. 51, 11 pgs.	
		Sion, R. et al., "Challenges in designing a QoS aware Media Repository," working draft, Computer Science, Purdue University, IN, 2000, 8 pgs.	
		Chen et al., "Real Time Video and Audio in the World Wide Web". Dept. of Computer Science, Univ. of Illinois, Champaign-Urbana, August 18, 1995, 12 pgs.	
		Pang, H. et al. "Resource scheduling in a high performance media server": IEEE Transactions on Knowledge and Data Engineering, v11n2, p. 303-320, 1999.	
		Monien et al., "Online scheduling of continuous media streams," Foundations of Computer Science Potential-Theory-Cognition Lecture Notes in Computer Science, 1997, Vol. 1337, pgs. 313 - 320.	
		Non-Final Office Action for U.S. Patent Application No. 10/688,283; Date of Mailing: 10/09/2007; 11 pgs.	
		Final Office Action for U.S. Patent Application No. 10/688,283; Date of Mailing: 04/02/2008; 11 pgs.	

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		Non-Final Office Action for U.S. Patent Application No. 10/688,283; Date of Mailing: 12/23/2008; 10 pgs.				
		Notice of Allowance for U.S. Patent Application No. 10/688,283; Date of Mailing: 09/10/2009; 4 pgs.				
		Non-Final Office Action for U.S. Patent Application No. 10/734,783; Date of Mailing: 08/14/2007; 18 pgs.				
		Notice of Allowance and Interview Summary for U.S. Patent Application No. 10/734,783; Date of Mailing: 01/16/2008; 16 pgs.				
		Notice of Allowability for U.S. Patent Application No. 10/734,783; Date of Mailing: 04/21/2008; 3 pgs.				
		Notice of Allowance for U.S. Patent Application No. 10/734,783; Date of Mailing: 04/30/2008; 3 pgs.				
		International Search Report for PCT Application No. PCT/US2003/040102; Applicant: America Online Incorporated; Date of Mailing: June 18, 2004; 4 pages.				
		International Preliminary Examination Report for PCT Application No. PCT/US2003/040102; Applicant: America Online Incorporated; Date of Completion: August 23, 2004; 3 pages.				
		International Search Report for PCT Application No. PCT/US2003/039525; Applicant: America Online Incorporated; Date of Mailing: December 6, 2004; 3 pages.				
		Notice of Allowance for U.S. Patent Application No. 10/688,423; Date of Mailing: 02/22/2010; 7 pgs.				

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